

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

2008 FEB 12 A 10:37

ARTRONE CHEATHAM,  
MOVANT, DEBRA P. HACKETT, PLA  
U.S. DISTRICT COURT  
VS. MIDDLE DISTRICT ALA CIVIL NO. 2:06-CV-210-MEF

UNITED STATES OF AMERICA,  
RESPONDENT,

NOTICE OF APPEAL

PLEASE TAKE NOTICE, that Movant/Cheatham herein notify this Honorable Court of Movant's intent to Appeal to the Eleventh Circuit Court of Appeals the final **Order** of the Chief United States Magistrate Judge, Charles S. Coody, filed on August 17, 2007. Which denied the Movant's request for leave and/or grant of discovery. Considering, the Magistrate Judge did not give any reasoning for his decision, and the presiding District Judge did not disturb the Magistrate's report and recommendation to deny Movant's request for discovery. Therefore the Magistrate's recommendation became a final order pursuant to the Federal Rules of Civil Procedure, **72(a)** and subject to appeal.

Respectfully Submitted

  
Artrone Cheatham

CERTIFICATE OF SERVICE

The undersigned Pro-se, litigant hereby certifies that he has caused one original and two true and correct copies of the foregoing pleading, in the nature of ( Notice Of Appeal ) to be served upon the Clerk Of the Court for the United States District Court for the Middle District of Alabama, Northern Division, at Post Office Box 711, by way of the United States Postal Service.

This 5 Day Of Feb, 2008



Artrone Cheatham  
Reg. No. 11101-002  
Federal Corrections Complex  
Post Office Box 9000  
Forrest City, Arkansas 72336



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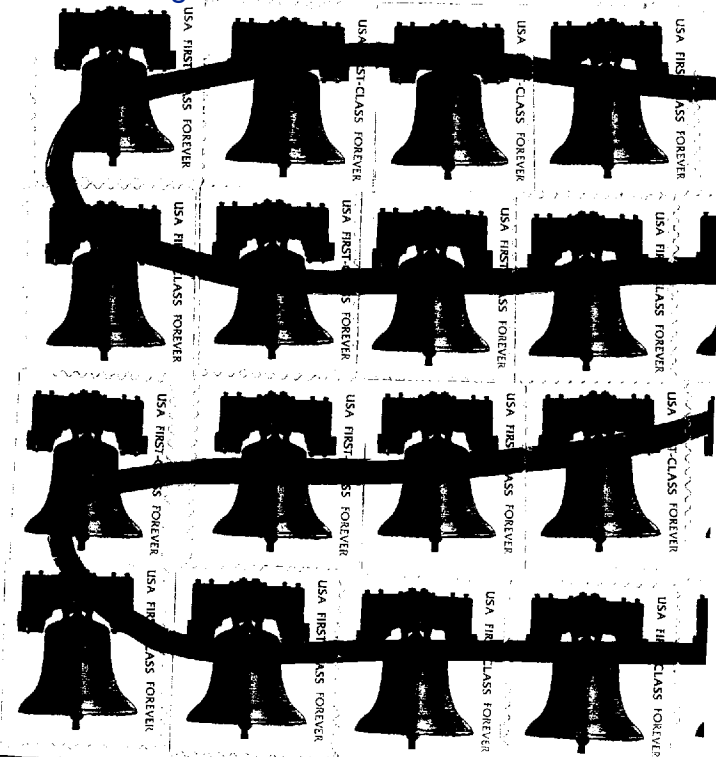


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Name Artrone Cheatham  
Reg # 1141-002  
Federal Correctional Complex (Low)  
P.O. Box 9000-Low  
Forrest City, AR 72336

FEDERAL CORRECTIONAL INSTITUTION MEDIUM

DATE 2-7-08

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PROCEDURES FOR FORWARDING TO YOU. THE LETTER HAS BEEN NEITHER  
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Clerk Of The Court  
Debra Hackett  
United States District Court  
Middle District Of Alabama  
Post Office Box 711  
Montgomery, Alabama 36101-0711